F.O. 881/7349

NIGER COAST PROTECTORATE.

Court of Her Majesty's Commissioner and Consul-General in the Niger Coast Protectorate and Adjoining Native Territories.

Rule.

WHEREAS, under the provisions of Article 95 of "The Africa Order in Council, 1889," Her Majesty's Commissioner and Consul-General in the Niger Coast Protectorate and the Adjoining Native Territories may frame Rules for the purposes therein mentioned, and, under the provisions of Article 96 of the said Order, such Rules may be made for fixing and enforcing the fees to be taken in respect of any proceedings under the same Order:

Now, therefore, in pursuance of the said provisions, I, Ralph Denham Rayment Moor, Her Britannic Majesty's Commissioner and Consul-General, hereby direct, with the approval of Her Majesty's Principal Secretary of State for Foreign Affairs, and with the sanction of the Lords Commissioners of Her Majesty's Treasury, that the Table of Fees annexed hereto shall be substituted, as regards all proceedings commenced after the date of the publication of this Rule, for the Table of Fees annexed to the Rule of this Court, made on the 1st December, 1897, and the fees appearing in the Table hereby substituted shall henceforth be leviable accordingly.

March 20, 1899.

(Signed) R. MOOR.

Approved:

(Signed) Salisbury.

Table of Fees.

Service.

	£	*s.*	*d.*
1. For service of summons, petition, answer, motion-paper, notice, warrant, decree, order, or other document on a party, witness, juror, assessor, or other persons under any branch whatever of the civil jurisdiction—			
Within one mile (English) of Court	0	2	6
Beyond, for every further complete mile	0	1	0

Decision of Questions without formal Suit.

2. On summons for issue or special case	1	0	0
3. On issue or special case	0	10	0
4. On hearing	1	0	0

Summary Procedure for Administration of Property of Deceased Persons.

5. On summons	1	0	0
6. On order...	1	0	0

Summary Orders before Suit.

7. On application for order	0	10	0
8. On recognizance	0	10	0
9. On order...	0	5	0

Bankruptcy and Liquidation by Arrangement or Composition.

10. On declaration by a debtor of inability to pay his debts	0	5	0
11. On debtor's summons	0	5	0
12. On bankruptcy petition	5	0	0
13. On petition for arrangement or composition	1	0	0
14. On order for adjudication	1	0	0
15. On meeting or adjournment of meeting	1	0	0
16. On special resolution presented to the Registrar for registration	¼ per cent. on the gross amount of the assets, not exceeding a total fee of 200*l.*		
17. On extraordinary resolution presented to the Registrar for registration	¼ per cent. on the gross amount of composition, not exceeding a total fee of 200*l.*		

	£	*s.*	*d.*
18. On order of discharge	2	0	0
19. On notice to creditors, each	0	0	3
20. On preparing advertisement...	0	5	0
21. On execution of warrant	1	0	0
22. On keeping possession, per diem	0	10	0
23. On inventory, per diem	1	0	0

Probate and Administration.

	£	*s.*	*d.*
24. On application for probate or administration	1	0	0
25. On oath for every executor, and administrator, and surety	0	10	0
26. On every security...	1	0	0
27. On probate or administration	The like sum as was payable in England for stamp duty under section 27 of the Act 44 Vict., cap. 12, in like cases.		

NOTE.—*Where any of Her Majesty's Courts in the Niger Coast Protectorate and the adjoining native territories, or any Judge or duly authorized officer thereof, shall be satisfied that estate duty under "The Finance Act,* 1894" (57 & 58 *Vict., cap.* 30), *or under "The Finance Act,* 1896," *or any Acts amending the same, has been paid in the United Kingdom in respect of property situate at any place within the jurisdiction of such Court passing on the death of the deceased person, representation of whose estate and effects shall have been granted out of such Court, it shall be lawful for such Court to repay to the legal personal representative or representatives the amount paid by him or them to such Court in respect of that property on obtaining probate or administration under section* 27 *of this Table.*

28. Where the Ccurt appoints as administrator an officer of the Court...	In addition to the foregoing, 1 per cent. on the value of the estate and effects.		
	£	*s.*	*d.*
29. On filing account	0	10	0
30. On passing account	1	0	0

Ordinary Suits.

	On Summons or Petition.	On Hearing.
31. In every suit of any kind whatever, other than such as are before specified	3*d.* in the pound, not exceeding a total of 25*l.*, but in no case less than 2*s.* 6*d.*	3*d.* in the pound, not exceeding a total of 25*l.*, but in no case less than 2*s.* 6*d.*
32. Where judicial relief or assistance is sought, but not the recovery of money	£ *s.* *d.* 1 0 0	£ *s.* *d.* 1 0 0

	£	*s.*	*d.*
33. On every summons, motion, application, or demand, taken out, made, or filed (not particularly charged)	0	5	0
34. On every rule	0	10	0
35. On every decree or order (not particularly charged)	0	2	6
36. On motion for new trial after trial with a jury	1	0	0
37. On order for adjournment of hearing rendered necessary by default of either party (to be paid by that party)	0	7	6
38. On every warrant of execution against goods—			
For less than 50*l.*	0	5	0
For 50*l.* or upwards	1	0	0
39. For keeping possession, per diem	0	10	0

Appeal to Supreme Consular Court.

	£	*s.*	*d.*
40. On motion for leave to appeal	0	10	0
41. On every security...	0	10	0
42. On order for leave to appeal...	1	0	0

	On Petition or Motion.	On Hearing.
	£ *s.* *d.*	£ *s.* *d.*
43. On appeal against adjudication of bankruptcy ...	5 0 0	2 0 0
44. On appeal against allowance, suspension, or refusal of order of discharge in bankruptcy	5 0 0	2 0 0
45. On appeal where judicial relief or assistance is sought, but not the recovery of money	2 0 0	2 0 0
46. On any appeal other than such as are before specified	½ per cent. on amount involved, not exceeding a total fee of 25*l.*	½ per cent. on amount involved, not exceeding a total fee of 25*l.*

Appeal to Her Majesty in Council.

	£	*s.*	*d.*
47. On motion for leave to appeal	2	0	0
48. On every security...	2	0	0
49. On order for leave to appeal...	5	0	0
50. On record of appeal (including expense of transmission)...	Such sum as the Court directs.		

Miscellaneous.

	£	*s.*	*d.*
51. On taxation of any bill of costs for every ten folios, from each party to the taxation	0	5	0
52. On every deposition taken before trial	0	10	0
53. On balance of estates of deceased persons paid into Court otherwise than in a suit	2½ per cent. on amount.		
	£	*s.*	*d.*
54. On deposit or registration of bill of sale, will, deed of partnership, or other document	1	0	0
55. On notice of bill of sale filed	1	0	0
56. For taking inventory, per diem	1	0	0
57. For protest of a bill of exchange, and copy	1	0	0
58. For noting a bill of exchange	0	5	0
59. For copy of such notation	0	2	6
60. For taking an affidavit	0	5	0
61. For every exhibit	0	2	6
62. For drawing a will—			
If not exceeding 200 words	1	0	0
If exceeding that number, for every subsequent 100 words or fraction thereof ...	0	5	0
63. For filing any document whatever	0	5	0
64. For certifying signature or seal	0	5	0

	£	s.	d.
65. For attendance at a sale—			
At request of parties interested or of local authorities, if absent less than two hours	2	0	0
At request of parties interested, for each additional hour or fraction thereof 10*s.*, with a maximum per day of	4	0	0
66. On reference to the archives...	0	2	6
67. For certified copy of documents in the archives—			
For first 100 words	0	2	6
For every further 100 words	0	1	0
68. For preparing contracts between travellers and persons in their employment or other persons	0	10	0
69. For certified copy of such documents—			
For first 100 words	0	2	6
For every further 100 words	0	1	0
70. For an official certified translation of any document—			
For first 100 words	0	10	0
For every further 100 words	0	5	0
71. For communication between two Consular Courts	0	10	0
72. For communication in writing to a foreign Consulate or to local authority	0	10	0
73. For attendance of Consular officer at local office or Tribunal—			
Where amount involved is—			
Under 250*l.*	0	10	0
250*l.* and under 500*l.*	1	0	0
500*l.* and under 1,000*l.*	2	0	0
1,000*l.* and upwards	½ per cent. on amount involved, not exceeding a total fee of 50*l.*		
74. For attendance of Interpreter at Consular Court, if required by a party in a suit	Such sum as the Court directs, not exceeding 3*l.* per diem.		

Criminal Matters.

	£	s.	d.
75. On every summons or warrant, unless specially directed by the Court to be issued ...	0	2	6
76. On hearing in summary case	0	2	6
77. On warrant of commitment...	0	1	6
78. On recognizance	0	1	0
79. For service of notice on each juror or assessor	0	2	6
80. On trial with a jury	0	10	0
81. On record of sentence on a trial with a jury	0	10	0

Niger Coast Protectorate. n.d. TS Selected Foreign Office Files on Africa. The National Archives (Kew, United Kingdom). Nineteenth Century Collections Online. Web. 29 Apr. 2016.

URL
http://tinyurl.galegroup.com/tinyurl/3LLxj1